

1-27-04 41

1637

Attorney's Docket No. 010211

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Godfrey et al.

Application No.: 10/090,326

Group Art Unit: 1637

Filed: March 4, 2002

Examiner: C. B. Wilder

For: PCR METHOD

Mail Stop: Non-Fee Amendment

Commissioner for Patents

P.O. Box: 1450

Alexandria, VA 22313-1450

AMENDMENT TRANSMITTAL

1. Transmitted herewith is an amendment for this application.

RECEIVED
FEB 02 2004
TECH CENTER 1637

STATUS

2. Applicant is

☒ A statement that this filing is by a small entity is hereby asserted in accordance with the rule change effective September 8, 2000, 65 Fed. Reg. 54603.

☐ other than a small entity.

CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.8a)

I hereby certify that this correspondence is, on the date shown below, being:

MAILING

☐ deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Commissioner for Patents, P.O. Box: 1450, Alexandria, VA 22313-1450.

FACSIMILE

☐ transmitted by facsimile to the Patent and Trademark Office.

Signature

Date

(type or print name of person certifying)

FEE FOR CLAIMS

4. The fee for claims (37 CFR 1.16(b)-(d)) has been calculated as shown below:

(Col. 1)		(Col. 2)		(Col. 3)	SMALL ENTITY			OTHER THAN A SMALL ENTITY	
CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO PREVIOUSLY PAID FOR		PRESENT EXTRA	RATE	ADDIT. FEE	OR	RATE	ADDIT. FEE
TOTAL	90•	MINUS	90••	=0	x9=	\$0.		x18=	\$0
INDEP.	6•	MINUS	6•••	=0	x43=	\$0		x86=	\$0
<input type="checkbox"/> FIRST PRESENTATION OF MULTIPLE DEP. CLAIM					+130=	\$		+290=	\$
					TOTAL ADDIT. FEE	\$0.	OR	TOTAL ADDIT. FEE	\$0

- If the entry in Col. 1 is less than entry in Col. 2, write "1" in Col. 3.
- If the "Highest No. Previously Paid for" IN THIS SPACE is less than 20, enter "20."
- If the "Highest No. Previously Paid for" IN THIS SPACE is less than 3, enter "3."
The "Highest No. Previously Paid for" (Total or indep.) is the highest number found in the appropriate box in Col. 1 of a prior amendment or the number of claims originally filed.

WARNING "After final rejection or action (§ 1.113) amendments may be made cancelling claims or complying with any requirement of form which has been made." 37 CFR § 1.116(a) (emphasis added).

Complete (c) or (d), as applicable)

(c) ☒ No additional fee for claims is required.

OR

(d) ☐ Total additional fee for claims required \$_____

FEE PAYMENT

5. ☐ Attached is a check in the sum of \$_____

☐ Charge Account No. _____ the sum of \$_____

A duplicate of this transmittal is attached.

FEE DEFICIENCY

NOTE: *If there is a fee deficiency and there is no authorization to charge an account, additional fees are necessary to cover the additional time consumed in making up the original deficiency. If the maximum, six-month period has expired before the deficiency is noted and corrected, the application is held abandoned. In those instances where authorization to charge is included, processing delays are encountered in returning the papers to the PTO Finance Branch in order to apply these charges prior to action on the cases. Authorization to charge the deposit account for any fee deficiency should be checked. See the Notice of April 7, 1986, (1065 O.G. 31-33).*

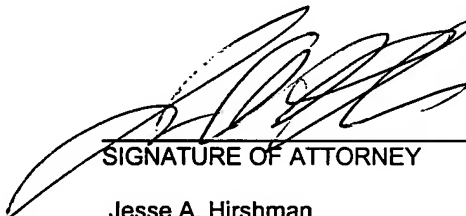
6. ☒ If any additional extension and/or fee is required, charge Account No.
7. 11-1110

AND/OR

- ☒ If any additional fee for claims is required, charge Account No.
11-1110

Reg. No.: 40,016

Tel. No.: (412) 355-8966
Customer No. 26285



SIGNATURE OF ATTORNEY

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(type or print name of attorney)

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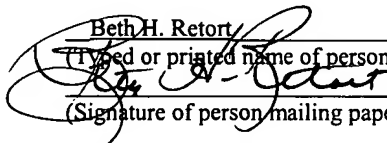
EXPRESS MAIL CERTIFICATE

"Express Mail" label number ER524410879US

Date of Deposit January 26, 2004

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AMENDMENT TRANSMITTAL
ELECTION UNDER 35 U.S.C. §121

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to: **Mail Stop: Non-Fee Amendment, Commissioner for Amendments, P.O. Box: 1450, Alexandria, VA 22313-1450.**

Beth H. Retort

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NOTE: The label number need not be placed in each page. It should, however, be placed on the first page of each separate document, such as, a new application, amendment, assignment, and transmittal letter for a fee, along with the certificate of mailing by "Express Mail." Although the label number may be on checks, such a practice is not required. In order not to deface formal drawings it is suggested that the label number be placed on the back of each formal drawing or the drawings be accompanied by a set of informal drawings on which the label number is placed.

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ATTORNEY DOCKET NO. 010211

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Art Unit: 1637

Examiner: Cynthia B. Wilder

In re Application of: Godfrey *et al.*

Serial No.: 10/090,326

Filing Date: March 4, 2002

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PCR METHOD

ELECTION UNDER 35 U.S.C. §121

Pittsburgh, Pennsylvania 15222
January 26, 2004

Mail Stop Non-Fee Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the restriction requirement in the Office Action mailed December 24, 2003 ("Office Action"), Applicants in the above-captioned application (the "Application") make the following elections.